

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:** Andrew J. Cleveland

**Application No.** 10/698,023

**Filed:** October 31, 2003

**Confirmation No.** 7136

**For:** POLYPHASE POWER DISTRIBUTION  
AND MONITORING APPARATUS

**Examiner:** Andrew M. Deschere

**Art Unit:** 2836

**Attorney Reference No.** 7273-70195-01

CERTIFICATE OF FILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being filed via EFS on the date shown below.

Attorney  
for Applicant(s)

Date Filed July 30, 2007

Filed via EFS July 30, 2007.

**REQUEST TO CORRECT INVENTORSHIP  
UNDER 37 C.F.R. § 1.48(a)**

Applicant hereby requests correction of inventorship in the above-referenced application by adding Carrel W. Ewing and James P. Maskaly as inventors. The inventive entity was set forth in error in an executed declaration and such error arose without any deceptive intention. Included herewith are:

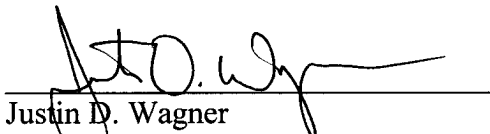
1. A statement by Carrel W. Ewing that omission of his name occurred without any deceptive intention on his part;
2. A statement by James P. Maskaly that omission of his name occurred without any deceptive intention on his part;
3. A statement by inventor Andrew J. Cleveland that the error arose without any deceptive intention on his part;
4. Combined Declaration and Power of Attorney by the actual inventors as required by 37 C.F.R. §1.63;
5. Payment of the \$130.00 processing fee set forth in 37 C.F.R. § 1.17(i); and

6. Written consent of the assignee, Server Technology, Inc.

Applicant respectfully submits that the requirements of 37 C.F.R. § 1.48(a) for amending the inventorship of the present application have been satisfied, and favorable action is requested.

Respectfully submitted,

KLARQUIST SPARKMAN, LLP

By   
Justin D. Wagner  
Registration No. 54,519

One World Trade Center, Suite 1600  
121 S.W. Salmon Street  
Portland, Oregon 97204  
Telephone: (503) 226-7391  
Facsimile: (503) 228-9446

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Attorney Ref. No. 7273-70195-01

# **COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled POLYPHASE POWER DISTRIBUTION AND MONITORING APPARATUS, the specification of which

- ☐ is attached hereto.
- ☒ was filed on October 31, 2003, as United States Patent Application No. 10/698,023.
- ☐ was described and claimed in PCT International Application No. \_\_\_\_\_, filed on \_\_\_\_\_, and as amended under PCT Articles 19 on \_\_\_\_\_ (if applicable).
- ☐ and was amended on \_\_\_\_\_ (if applicable).
- ☐ with amendments through \_\_\_\_\_ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 C.F.R. § 1.56. If this is a continuation-in-part application filed under the conditions specified in 35 U.S.C. § 120 which discloses claims and subject matter in addition to that disclosed in the prior copending application, I further acknowledge the duty to disclose material information as defined in 37 C.F.R. § 1.56 which occurred between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate or of any PCT international application(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) on which priority is claimed:

Number	Country	Day/Month/Year Filed	Claim Priority?
			<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Number	Filing Date
60/516,671	October 30, 2003

HJW:cas 07/12/07 727704.doc

Attorney Ref. No. 7273-70193-01

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s) or § 365(c) of any PCT international application(s) designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, § 1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

Application Number	Filing Date	Status: patented, pending, abandoned
10/698,023	October 31, 2003	pending

I hereby appoint the practitioners associated with the customer number provided below to prosecute this application, to file a corresponding international application, and to transact all business in the Patent and Trademark Office connected therewith:

### Customer Number 24197

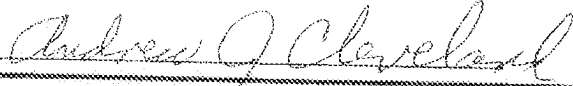
I hereby grant the law firm of Klarquist Sparkman, LLP, the power to insert on this Combined Declaration and Power of Attorney any further information which may be necessary or desirable in order to comply with the rules of the United States Patent and Trademark Office for submitting this document.

Address all telephone calls to Justin D. Wagner at telephone number (503) 595-5300.

Address all correspondence to the address associated with **Customer Number 24197**, which address is:

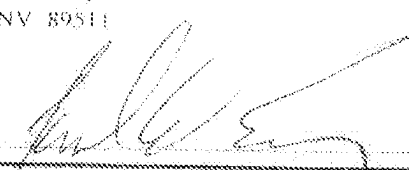
Klarquist Sparkman, LLP  
121 S.W. Salmon Street, Suite 1600  
Portland, OR 97204

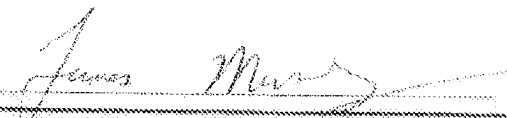
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of First or Sole Inventor:	Andrew J. Cleveland	
Residence:	Reno, NV 89502	
Mailing Address:	1040 Sandhill Dr. Reno, NV 89511	
Citizenship:	USA	
Inventor's Signature		Date 7-18-07

HOW doc 07/12/07 727701.doc

Attorney Ref. No. 7273-70195-01

Name of Second Inventor:	Carrel W. Ewing
Residence:	Reno, NV
Mailing Address:	1040 Sandhill Drive Reno, NV 89511
Citizenship:	USA
Inventor's Signature	
Date	7/19/07

Name of Third Inventor:	James P. Maskaly
Residence:	Sparks, NV
Mailing Address:	1040 Sandhill Drive Reno, NV 89511
Citizenship:	USA
Inventor's Signature	
Date	7/19/07

HOW sent: 07-11-07  
PATENT

Attorney Reference Number 7273-70195-01  
Application Number 10/698,023

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Andrew J. Cleveland

Application No. 10/698,023

Filed: October 31, 2003

Confirmation No. 7136

For: POLYPHASE POWER DISTRIBUTION  
AND MONITORING APPARATUS

Examiner: Andrew M. Deschere

Art Unit: 2836

Attorney Reference No. 7273-70195-01

CERTIFICATE OF MAILING

I hereby certify that this paper and the documents referred to as being attached or enclosed herewith are being deposited with the United States Postal Service as First Class Mail in an envelope addressed to MAIL STOP PETITION, COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450 on the date shown below

Attorney  
for Applicant(s) \_\_\_\_\_

Date Mailed \_\_\_\_\_ 2007

MAIL STOP PETITION  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

DECLARATION OF INVENTOR PURSUANT TO PETITION TO CORRECT  
INVENTORSHIP UNDER 37 CFR § 1.48(a)

Sir:

I, Andrew J. Cleveland, declare that it was an error not to name Carrol W. Ewing and James P. Maskaly as inventors of one or more inventions claimed in the above-referenced application, and that the error in failing to name them as inventors arose without any deceptive intention on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 7-18-07

By: Andrew J. Cleveland  
Andrew J. Cleveland

HW cas 07/13/07  
PATENT

Attorney Reference Number 7272-70195-01  
Application Number 10/698,023

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:** Andrew J. Cleveland

**Application No.** 10/698,023

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Attorney  
for Applicant(s) \_\_\_\_\_

Date Mailed \_\_\_\_\_, 2007

MAIL STOP PETITION  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

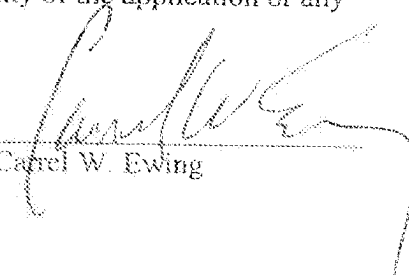
**DECLARATION OF INVENTOR PURSUANT TO PETITION TO CORRECT  
INVENTORSHIP UNDER 37 CFR § 1.48(a)**

Sir:

I, Carrel W. Ewing, declare that it was an error not to name me as an inventor of one or more inventions claimed in the above-referenced application, and that the error in failing to name me as an inventor arose without any deceptive intention on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 7/19/07

By:   
Carrel W. Ewing

07-11-07  
PATENT

Attorney Reference Number 7272-70195-01  
Application Number 10:698,023

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**In re application of:** Andrew J. Cleveland

**Application No.** 10/698,023

**Filed:** October 31, 2003

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**Attorney Reference No.** 7273-70195-01

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Attorney  
for Applicant(s) \_\_\_\_\_

Date Mailed \_\_\_\_\_, 2007

MAIL STOP PETITION  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

**DECLARATION OF INVENTOR PURSUANT TO PETITION TO CORRECT  
INVENTORSHIP UNDER 37 CFR § 1.48(a)**

Sir:

I, James P. Maskaly, declare that it was an error not to name me as an inventor of one or more inventions claimed in the above-referenced application, and that the error in failing to name me as an inventor arose without any deceptive intention on my part.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Dated: 07/17/07

By: \_\_\_\_\_

James P. Maskaly



HDW cas 07-11-07  
PATENT

Attorney Reference Number 7273-70195-01  
Application Number 10/698,023

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Attorney  
for Applicant(s) \_\_\_\_\_

Date Mailed \_\_\_\_\_, 2007

MAIL STOP PETITION  
COMMISSIONER FOR PATENTS  
P.O. BOX 1450  
ALEXANDRIA, VA 22313-1450

ASSENT OF ASSIGNEE TO  
ADDITION OF INVENTOR UNDER 37 CFR § 1.48(a)

Sir:

Server Technology, Inc. is the Assignee of the entire right, title and interest in the above-identified patent application, as evidenced by the Assignment recorded in the U.S. Patent and Trademark Office on December 13, 2006, at Reel 018628, Frames 0647-0649 and by the attached Assignment signed by Andrew J. Cleveland.

Assignee hereby assents to the correction of inventorship filed herewith.

I am authorized to act on behalf of Server Technology, Inc. and the title of my position with Server Technology, Inc. is CEO.

Server Technology, Inc.

Dated: 7-19-07

By: [Signature]  
Name: Andrew J. Cleveland  
Title: CEO

**UNITED STATES PATENT AND TRADEMARK OFFICE**

UNDER SECRETARY OF COMMERCE FOR INTELLECTUAL PROPERTY AND  
DIRECTOR OF THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECEMBER 14, 2006

PTAS

JUSTIN D. WAGNER, KLARQUIST SPARKMAN  
121 SW SALMON STREET  
SUITE 1600  
PORTLAND, OR 97204

**\*500193378A\***

\*500193378A\*

UNITED STATES PATENT AND TRADEMARK OFFICE  
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT DIVISION OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE ASSIGNMENT SEARCH ROOM ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 571-272-3350. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, MAIL STOP: ASSIGNMENT SERVICES BRANCH, P.O. BOX 1450, ALEXANDRIA, VA 22313.

RECORDATION DATE: 12/13/2006

REEL/FRAME: 018628/0647  
NUMBER OF PAGES: 3

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).  
DOCKET NUMBER: 7273-70195-01

## ASSIGNOR:

CLEVELAND, ANDREW J.

DOC DATE: 09/25/2006

## ASSIGNEE:

SERVER TECHNOLOGY, INC.  
1040 SANDHILL DRIVE  
RENO, NEVADA 89511

SERIAL NUMBER: 10698023

FILING DATE: 10/31/2003

PATENT NUMBER:

ISSUE DATE:

TITLE: POLYPHASE POWER DISTRIBUTION AND MONITORING APPARATUS

018628/0647 PAGE 2

1  
  
ASSIGNMENT SERVICES BRANCH  
PUBLIC RECORDS DIVISION

## PATENT ASSIGNMENT

Electronic Version v1.1  
Stylesheet Version v1.1

12/13/2006  
500193378

SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNMENT
CONVEYING PARTY DATA	
Name	Execution Date
Andrew J. Cleveland	09/25/2006
RECEIVING PARTY DATA	
Name:	Server Technology, Inc.
Street Address:	1040 Sandhill Drive
City:	Reno
State/Country:	NEVADA
Postal Code:	89511
PROPERTY NUMBERS Total: 1	
Property Type	Number
Application Number:	10698023
CORRESPONDENCE DATA	
Fax Number:	(503)228-9446
<i>Correspondence will be sent via US Mail when the fax attempt is unsuccessful.</i>	
Phone:	5022267391
Email:	carol.smith@klarquist.com
Correspondent Name:	Justin D. Wagner, Klarquist Sparkman
Address Line 1:	121 SW Salmon Street
Address Line 2:	Suite 1600
Address Line 4:	Portland, OREGON 97204
ATTORNEY DOCKET NUMBER:	7273-70195-01
NAME OF SUBMITTER:	Justin D. Wagner
Total Attachments: 2 source=70195-01_Assignment#page1.tif source=70195-01_Assignment#page2.tif	

CH \$40.00 10698023

## ASSIGNMENT

WHEREAS, I, Andrew J. Cleveland, of city of Reno, State of Nevada, have invented a certain invention, entitled POLYPHASE POWER DISTRIBUTION AND MONITORING APPARATUS, for which U.S. Patent Application No. 10/698,023, filed 10/31/2003, and

WHEREAS, Server Technology, Inc., a corporation organized under the laws of the State of Nevada, having a place of business at 1040 Sandhill Drive, Reno, Nevada 89511, desires to acquire an interest therein:

NOW, THEREFORE, in consideration of good and valuable consideration, the receipt of which is hereby acknowledged, I, Andrew J. Cleveland, hereby sell, assign and transfer to Server Technology, Inc., the full and exclusive right, title and interest in and to said invention, patent application and patent rights throughout the world, including foreign patent priority rights, the right to file and prosecute International Applications under the Patent Cooperation Treaty, and the right to file and prosecute applications under the European Patent Convention; said invention, application and letters patent in this or any foreign country, and all divisions, continuations, reissues and extensions thereof, to be held and enjoyed by Server Technology, Inc., for its own use and benefit, and for its successors and assigns to the full end of the term for which letters patent may be granted in this or any foreign country, as fully and entirely as the same would have been held by me had this assignment and sale not been made, and covenant that I have full right so to do, and agree that I will communicate to Server Technology, Inc., or its successors and assigns, any facts known to me respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths, and do everything possible to aid Server Technology, Inc., its successors and assigns to obtain and enforce proper patent protection for said invention in this or any foreign

country.

I hereby grant the law firm of Klarquist Sparkman, LLP, the power to insert on this Assignment any further information which may be necessary or desirable in order to comply with all applicable legal requirements, including the rules of the United States Patent and Trademark Office, for submitting and recording this document.

Executed at Reno, State of Nevada, this 25 day of Sept, 2006.

Andrew J. Cleveland  
Andrew J. Cleveland

STATE OF NEVADA                    )  
  )   ss.  
COUNTY OF Washoe            )

This 25 day of Sept, 2006, before me personally came the above-named Andrew J. Cleveland, who executed the foregoing instrument in my presence, and who acknowledged to me that he executed the same of his own free will for the purposes set forth therein.

Amber L. Riley-Boster  
Notary Public For Nevada  
My commission expires:

[SEAL]

